

Message

From: Anderson, Michael [DNR] [Michael.Anderson@dnr.iowa.gov]
Sent: 5/3/2016 11:28:14 AM
To: Libra, Robert [DNR] [Robert.Libra@dnr.iowa.gov]; Vansteenburgh, Jeff [DNR] [Jeff.Vansteenburgh@dnr.iowa.gov]
CC: Hildebrandt, Kurt [Hildebrandt.Kurt@epa.gov]; Moeller, Mark [DNR] [Mark.Moeller@dnr.iowa.gov]
Subject: RE: Drainage Issue
Attachments: removed.txt

Ah – this looks pretty complete to me.

From: Libra, Robert [DNR]
Sent: Monday, May 02, 2016 3:22 PM
To: Anderson, Michael [DNR]; Vansteenburgh, Jeff [DNR]
Subject: RE: Drainage Issue

This is the compilation Jeff sent when Ethan contacted Bruce a couple months ago. I imagine it's pretty complete. IF there is anything newer from field visits we could add them. That seems to be what he wants.

BOB LIBRA State Geologist of Iowa
Iowa Department of Natural Resources
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From: Anderson, Michael [DNR]
Sent: Monday, May 02, 2016 3:05 PM
To: Libra, Robert [DNR]; Vansteenburgh, Jeff [DNR]
Subject: RE: Drainage Issue

He has spoken with EPA again also (Kurt Hildebrandt). They intend to await our response.....

From: Libra, Robert [DNR]
Sent: Monday, May 02, 2016 2:44 PM
To: Vansteenburgh, Jeff [DNR]; Anderson, Michael [DNR]
Subject: FW: Drainage Issue

Suggestions?

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From: Ethan Vorhes [mailto:[Ex. 6 Personal Privacy \(PP\)](#)]

Sent: Friday, April 29, 2016 1:41 PM

To: Libra, Robert [DNR]

Subject: Re: Drainage Issue

Robert why don't you go ahead and forward some names of who was there and the dates it should be documented. I was there and photographed the last know time. Go ahead and explain how my evidence doesn't trump the evidence that does not exist. I have never seen one scratch of evidence other than the letter for Leo to Jack where they talked about it on the road. Also show me where the DNR had the authority to reclassify the outlet to a sinkhole in 1999. So the DNR official position is that regardless of what evidence I put before you is mute because you already made up your mind. Explain all the holes in my theory of how it is not by definition a agricultural drainage well. I want to see the documentation that supports your theories that is a sinkhole. Convince me PLEASE and I will go away. Please send paper copies in the mail: [Ex. 6 Personal Privacy \(PP\)](#) and a digital to my email. Thanks Ethan

On Friday, April 29, 2016 10:52 AM, "Libra, Robert [DNR]" <Robert.Libra@dnr.iowa.gov> wrote:

Ethan,

This is in response to your questions regarding the drainage that affects your property. DNR staff have visited the site and the drainage structure in question several times, and EPA and NRCS staff have been there as well. The conclusion that all have reached is that the structure involved is an improved sinkhole, and not an agricultural drainage well (Class V Injection well in EPA terminology). The department has no reason to change that regulatory determination, and has no authority over this type of drainage system.

Note that if the structure in question was an ag-drainage well, the owner would be required to obtain a permit, but would not be required to close it or provide an alternate outlet. The drainage situation questions appear to be between you and the owner of the property the sinkhole and structure are on. Hopefully you can find resolution to the problems.

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